

Panaji, 23rd August, 1984 (Bhadra 1, 1906)

SERIES II No. 21

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA, DAMAN AND DIU

### GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Order

No. 1/1/84-CS

On placement of his services at the disposal of the Directorate of Revenue Intelligence, New Delhi for appointment on Central deputation as Officer on Special Duty (Nepal) by the Government of India, Ministry of Home Affairs, New Delhi vide their Order No. U. 14023/2/84-UTS dated 25-7-84, the Administrator of Goa, Daman and Diu is pleased to relieve Shri Rajendra Mohan, IPS (UT. 1964) from the post of Inspector General of Police from the date Shri P. S. Bawa, IPS (UT. 1963) takes over as Inspector General of Police, Goa, Daman & Diu.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 10th August, 1984.

Order

No. 6/4/82-PER (Vol.II)

The Administrator of Goa, Daman and Diu is pleased to promote on ad-hoc basis Shri R. T. Khorjuvekar, presently working as Block Development Officer, Bardez, a substantive incumbent in the grade of Mamlatdar/B.D.O., included in the Schedule II of the Goa, Daman and Diu Civil Service, to Grade II post of the same service in the pay scale of Rs. 650-1200, with immediate effect.

2. On his promotion, Shri R. T. Khorjuvekar is posted as Forest Settlement Officer, thereby relieving Shri D. M. Accawade, Additional Deputy Collector, of the additional charge of the post of Forest Settlement Officer from the date Shri Khorjuvekar joins his new assignment.

3. The above ad-hoc promotion will not bestow on Shri Khorjuvekar any claim for regular appointment and the service rendered on ad-hoc basis in the Grade will not count for the purpose of seniority in that Grade or for eligibility for promotion to the next higher grade etc.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 17th August, 1984.

### Protocol and Hospitality Department

Notification

No. 3-1-81-P&amp;HD

No. 3-1-81-P&HD: In consonance with the Central Table of Precedence issued from the President's Secretariat vide the Notification No. 33-Pres/79 dated the 26th July, 1979, as amended from time to time, the following Table, in supersession of the Government Notification No. 14-79-78-Div. III dated the 1st August, 1978, read with the Corrigendum dated the 10th August, 1978, in respect of the rank and precedence of the persons named therein, which has been approved by the Administrator, is published for general information.

Article	Rank
11:	Lt. Governor.
15:	Chief Minister.
17:	Puisne Judges of Bombay High Court, Panaji Bench.
18:	Speaker of the Legislative Assembly; Cabinet Ministers.
18-A:	Minister of State.
19:	Deputy Speaker of the Legislative Assembly.
21:	Members of Parliament.
21-A:	Members of Legislative Assembly.
23:	Chief Secretary.
26:	Flag Officer Commanding Goa Area; Development Commissioner & IAS Officers in the Supertime Scale.
27:	Inspector General of Police.
27-A:	All Secretaries to the Government in the Selection Grade of the IAS; Station Commander, Army.
27-B:	All Secretaries to the Government, other than those in the Selection Grade of the IAS; Collector, Goa; Collector, Daman; District and Session Judges; Special Officer, Bombay High Court, Panaji Bench.
28:	Superintendents of Police in Selection Grade of the IPS.
28-A:	IAS Officers in the Senior Scale; Heads of Departments and Officers in Senior Scale (where the maximum of the scale is Rs. 2000/- and above).
29:	Heads of Department and Officers in Junior Scale (where the maximum of the scale is less than Rs. 2000/-); Superintendents of Police in Senior Scale of the IPS; Civil Judges, Senior Division; Group 'A' Officers in the pay scale of Rs. 1100-1600 and above.
30:	IAS Officers in Junior Scale; Civil Judges, Junior Division; Group 'B' Officers in the pay scale of Rs. 550-900 and above.

Note No. 1 The Order in this Table of Precedence is meant for State and Ceremonial Occasions and has no application in the day-to-day business of Government.

- Article Rank
- Note No. 2 Persons in the Table of Precedence will take rank in order of the Number of the Articles. The Entries in the same Article are arranged alphabetically. Those included in the same Articles will take precedence inter-se according to the date of Entry into that Article.
- Note No. 3 The M.L.A.s will rank in alphabetical order. The following members of the House may, however take precedence over other Members.  
(a) Leader of the Opposition.  
(b) Leaders of parties.  
(c) Government Whip.
- Note No. 4 The under mentioned dignitaries when attending State functions may be accorded the following rank in the Table of Precedence in the Block meant for prominent non-officials:
- 26-A Bishop of Goa.  
27-A Elected Presidents of Municipal Councils.  
28-A President, Goa Chamber of Commerce and Industry;  
President, Institute Menezes Braganza.  
29-A Elected Councillors of Municipal Councils.  
30-A Elected Presidents of Village Panchayats.
- Note No. 5 In accordance with the instructions received from Government of India, Heads of Public Undertaking/Central Government Institutions/Organisations have not been included in the Table of Precedence. However, their precedence for the pur-

pose of State Functions will be determined ad-hoc, when necessary, taking into consideration the position held by them in the past and their present status.

By order and in the name of the Administrator of Goa, Daman and Diu.

U. D. Kamat, Protocol Officer.

Panaji, 8th August, 1984.

### Works, Education and Tourism Department

Order

No. 15-49-71-FCS (EDN) Part

On the recommendation of Departmental Promotion Committee, the Administrator of Goa, Daman and Diu is hereby pleased to confirm the below mentioned Lecturers against the two permanent posts of Lecturers in the Government College, Daman, with immediate effect.

1. Shri T. S. Parekh.
2. Shri J. K. Verma.

This issues with the concurrence of U.P.S.C. vide their letter No. F.12/13(5)/84-AU.II dated 29-6-84.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. S. Sawant, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 16th August, 1984.

### Revenue Department

Notification

No. 22/80/84-RD

Whereas by Government Notification No. 22/80/84-RD dated 31-3-84 published on page 94 of Series II, No. 5 of the Official Gazette, dated 3-5-84 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Construction of Dagachi village road starting from Diu Vanakbara main road to Zola pump house at Diu.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering

the report made under sub-section (2) of Section 5A of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Civil Administrator Diu to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Civil Administrator Diu till the award is made under Section 11.

### SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Plot No.	Survey No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Diu	Bhucharvada	1	280/14	Shri Karsan Mandan Bamania.	171.00
			2	281/43	Shri Mussa Rakha Kureshi.	272.00
			3	280/16	Shri Ramji Jivan Bamania.	107.50
			4	280/17	Shri Punja Jiva Bamania.	100.75
			5	280/18	Shri Ramji Jiva Bamania.	168.00
			6	280/19	Shri Bhagvan Nathu Bamania.	21.00
			7	280/20	Shri Parshotam Sidi.	37.50
			8	278/2	Shri Abdul Sidi Kureshi.	557.50
			9	279	Shri Mayji Rama Bamania.	1260.50
			10	278	Shri Soma Sidi Bamania & Brothers.	70.00
			11	267/1	Shri Devji Bijal Vala.	882.00
			12	267/2	Shri Lakhman Bhikha Vala.	894.00
			13	268/1	Smt. Rani Bawa Vala.	780.00

1	2	3	4	5	6	7
	Diu	Bhucharvada	14	268/2	Smt. Kanta Laxman Solanki.	444.00
			15	270/3	Shri Lakhman Khikha Vala.	528.00
			16	270/2	Shri Bawa Bhikha Vala.	1356.00
			17	264/1	Shri Rama Bawa Solanki.	1488.00
			18	263	Shri Karsan Rama Solanki.	1176.00
			19	248/6	Shri Ramji China Makwana.	420.00
Total .....						10733.75

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 14th August, 1984.

#### Notification

No. 22/160/84-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of play ground at Colvale village, Bardez.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy. Collector (3-North) Mapusa Goa, to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (3-North).
3. The Block Development Officer, Bardez.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (3-North) Mapusa for a period of 30 days from the date of publication of this Notification in the Official Gazette.

#### SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Bardez	Colvale	47	—	Comunidade of Colvale.	8300.00
			48	—	Comunidade of Colvale.	6350.00
					North: S. No. 22. South: S. No. 42. East: S. No. 22, S. No. 49. West: Road.	
Total .....						14650.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 13th August, 1984.

#### Notification

No. 22/173/83-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for widening of NH 17 from Gandhi Circle Mapusa to Guirim.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the

said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy. Collector, Goa North Division, Panaji to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following

officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector, Goa North Division, Panaji.
3. The Executive Engineer, Works Division XIII P.W.D. National Highway, North, Goa.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector, Goa North Division, Panaji for a period of 30 days from the date of publication of this Notification in the Official Gazette.

#### SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No. P. T. Sheet No.	Sub. Div. No. Chalta No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Bardez	Mapusa	S. No. 2 P.T.S. 162	1 part	O: Comunidade. T: Anand Gadekar & Bros.	20.00
			S. No. 2 P.T.S. 162	2 part	O: Maria D'Souza. T: Gajanan Shankar Lingudkar.	75.00
			S. No. 2 P.T.S. 162	6 part	O: Kristavin.	75.00
			S. No. 2 P.T.S. 162	7 part	O: Raya Shaba Naik.	70.00
			S. No. 2 P.T.S. 162	9 part	O: Segunda Braganza. T: Gurudas Arjun Salgaonkar.	95.00
			S. No. 2 P.T.S. 162	10 part	O: Segunda Braganza. T: Ganga Gadekar. North: Nala. South: S. No. 1/1 PTS. 169. East: S: No. 2/1, 2, 6, 7, 9, 10 of PTS No. 162. West: Road.	95.00
	Bardez	Guirim	42	3 part	O: Comunidade. T: Ramnth Shanu Naik. Guirim Vancia Vaddo.	100.00
			42	11 part	O: Martinho D'Souza. T: Esperanca D'Mello. Sarvem Vaddo Gurim.	65.00
			43	1 part	O: Martinho D'Souza. T: Vithal S. Dhargalkar. Vancio Neudo Vaddo Guirim-Goa.	600.00
			43	2 part	O: Martinho D'Souza. T: Bhim Gopal Naik, Vancio Vaddo Guirim-Goa. North: S. No. 42/3 Road. South: S. No. 56/1. East: 42/3, 11, S. No. 43/1, 2. West: Road.	395.00
Total						1590.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 6th August, 1984.

Notification

No. 22/153/84-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz.

Land Acquisition for construction of road from Belcornem to Devumol in V. P. Sancordem Sanguem.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy.

Collector (3-South) Quepem to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (3-South).
3. The Executive Engineer, W.D. XVIII P.W.D. Ponda.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (3-South) W.D. XVIII P.W.D. Ponda for a period of 30 days from the date of publication of this Notification in the Official Gazette.

#### SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Sanguem	Aglote	33	1 part	H: Vasant Zilu Gaunkar. North: Vasant Zilu Gaunkar. South: — do — East: Road. West: Govind Narayan Gaunkar.	1200.00
			32	1 part	H: Govind Narayan Gaunkar. North: Govind Narayan Gaunkar. South: Road. East: Vasant Zilu Gaunkar. West: Road.	700.00
			32	3 part	H: Govind Narayan Gaunkar. North: Road. South: Govind Narayan Gaunkar. East: Road. West: — do —	400.00
			30	1 part	H: Chandru Krishna Gaunkar. North: Chandru Krishna Gaunkar. South: — do — East: Govind Narayan Gaunkar. West: Vasant Zilu Gaunkar.	750.00
			37	7 part	H: 1. Vasant Zilu Gaunkar. 2. Chandru Krishna Gaunkar. 3. Govind Narayan Gaunkar. North: Vasant Zilu Gaunkar & others. South: — do — East: Chandru Krishna Gaunkar. West: Road.	60.00
			37	2 part	H: Govind Narayan Gaunkar. North: Govind Narayan Gaunkar. South: — do — East: Road. West: Govind Narayan Gaunkar.	290.00
			37	1 part	Govind Narayan Gaunkar. North: Govt. of Goa, Daman & Diu. South: Govind Narayan Gaunkar. East: — do — West: Raghunathrao Mahadevrao Dessai.	1150.00
			29	1 part	H: Raghunathrao Mahadevrao Dessai. North: Govt. of Goa, Daman & Diu. South: Raghunathrao Mahadevrao Dessai. East: Govind Narayan Gaunkar. West: Govind Narayan Gaunkar & others.	1300.00
			29	6 part	H: 1. Govind Narayan Gaunkar. 2. Vasant Zilu Gaunkar. 3. Chandru Krishna Gaunkar. North: Govind Narayan Gaunkar & others. South: — do — East: Raghunathrao Mahadevrao Dessai. West: Road.	2400.00
Total .....						8250.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 6th August, 1984.

## Notification

No. 22/145/84-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition of the road from Netorli to Haldagunem.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy. Collector (2-South) Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (2-South), Margao.
3. The Executive Engineer, W.D. XVIII, P.W.D. Ponda.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (2-South) Margao for a period of 30 days from the date of publication of this Notification in the Official Gazette.

## SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub. Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Sanguem	Netorli	43	part	1. Shripad Damodar Dessai. 2. Raghunath Damodar Prabhu Dessai. 3. Venktesh Ramkrishna Prabhu Dessai. 4. Madhukar Keshav Prabhu Dessai. 5. Ganeshyam Keshav Prabhu Dessai. 6. Atchut Pandurang Prabhu Dessai. 7. Gurudas Sadashiv Prabhu Dessai. 8. Purshottam Govind Prabhu Dessai. 9. Shrinath Ramchandra Prabhu Dessai. 10. Gajanan Pandurang Prabhu Dessai. 11. Anant Gajanan Prabhu Dessai. 12. Sutchit Gajanan Prabhu Dessai. 13. Pandurang Gajanan Prabhu Dessai. 14. Rohidas Gajanan Prabhu Dessai. 15. Rajaram Gajanan Prabhu Dessai. 16. Shubas Gajanan Prabhu Dessai. 17. Monohar Sadashiv Prabhu Dessai. 18. Prabhakar Sadashiv Prabhu Dessai. 19. Shripati Sadashiv Prabhu Dessai. 20. Dattaram Ragunath Prabhu Dessai. 21. Shrikant Raghunath Prabhu Dessai. 22. Damodar Raghunath Prabhu Dessai. 23. Gopalkrishna Shripad Prabhu Dessai. 24. Vishanudas Shripad Prabhu Dessai. 25. Devidas Shripad Prabhu Dessai. 26. Suhas Shrinivas Prabhu Dessai. 27. Krishnanath Atchut Prabhu Dessai. 28. Kamalakant Atchut Prabhu Dessai. 29. Sureshchandra Atchut Prabhu Dessai. 30. Kalidas Atchut Prabhu Dessai. 31. Devdath Purshottam Prabhu Dessai. 32. Udayabhanu Purshottam Prabhu Dessai. 33. Ramdas Vinayak Prabhu Dessai. 34. Ashok Vinayak Prabhu Dessai. 35. Vilas Vinayak Prabhu Dessai. 36. Anil Gajanan Prabhu Dessai. 37. Avduth Sadashiv Prabhu Dessai. 38. Balchandra Gajanan Prabhu Dessai. 39. Arun Venktesh Prabhu Dessai.	30.00
			52	3 part	1. Shripad Damodar Prabhu Dessai. 2. Raghunath Damodar Prabhu Dessai. 3. Venktesh Ramkrishna Prabhu Dessai. 4. Madhukar Keshav Prabhu Dessai. 5. Ganeshyam Keshav Prabhu Dessai. 6. Atchut Pandurang Prabhu Dessai. 7. Gurudas Sadashiv Prabhu Dessai. 8. Purshottam Govind Prabhu Dessai. 9. Shrinath Ramchandra Prabhu Dessai. 10. Gajanan Pandurang Prabhu Dessai.	490.00

1	2	3	4	5	6	7
Sanguem	Netorti	52	3 part	11. Anand Gajanan Prabhu Dessai. 12. Suchit Gajanan Prabhu Dessai. 13. Pandurang Gajanan Prabhu Dessai. 14. Rohidas Gajanan Prabhu Dessai. 15. Rajaram Gajanan Prabhu Dessai. 16. Subash Gajanan Prabhu Dessai. 17. Monohar Sadashiv Prabhu Dessai. 18. Prabhakar Sadashiv Prabhu Dessai. 19. Shripati Sadashiv Prabhu Dessai. 20. Dattaram Raghunath Prabhu Dessai. 21. Shrikant Raghunath Prabhu Dessai. 22. Damodar Raghunath Prabhu Dessai. 23. Gopalkrishna Shripad Prabhu Dessai. 24. Vishnudas Shripad Prabhu Dessai. 25. Devidas Shripad Prabhu Dessai. 26. Shubas Shrinivas Prabhu Dessai. 27. Kashinath Atchut Prabhu Dessai. 28. Kamalakant Atchut Prabhu Dessai. 29. Sureshchandra Atchut Prabhu Dessai. 30. Kalidas Atchut Prabhu Dessai. 31. Devadatta Purshottam Prabhu Dessai. 32. Udaybhanu Purshottam Prabhu Dessai. 33. Ramdas Vinayak Prabhu Dessai. 34. Ashok Vinayak Prabhu Dessai. 35. Vilas Vinayak Prabhu Dessai. 36. Anil Gajanan Prabhu Dessai. 37. Auduth Sadashiv Prabhu Dessai. 38. Bhalchandra Gajanan Prabhu Dessai. 39. Arun Ventesh Prabhu Dessai.		
		53	7 part	1. Ramdash Vinayak Prabhu Dessai.	100.00	
		42	1 part	1. Raghunath Damodar Prabhu Dessai. 2. Anant Gajanan Prabhu Dessai. 3. Sutchit Gajanan Prabhu Dessai. 4. Pandurang Gajanan Prabhu Dessai. 5. Rohidas Gajanan Prabhu Dessai. 6. Rajaram Gajanan Prabhu Dessai. 7. Shubas Gajanan Prabhu Dessai. 8. Monohar Sadashiv Prabhu Dessai. 9. Prabhakar Sadashiv Prabhu Dessai. 10. Shripati Sadashiv Prabhu Dessai. 11. Dattaram Raghunath Prabhu Dessai. 12. Shrikant Raghunath Prabhu Dessai. 13. Damodar Raghunath Prabhu Dessai. 14. Gopalkrishna Shripad Prabhu Dessai. 15. Vishnudas Shripad Prabhu Dessai. 16. Devidas Shripad Prabhu Dessai. 17. Gajanan Pandurang Prabhu Dessai. 18. Suhas Shrinivas Prabhu Dessai. 19. Krishnanath Atchut Prabhu Dessai. 20. Kamalakant Atchut Prabhu Dessai. 21. Sureshchandra Atchut Prabhu Dessai. 22. Kalidas Atchut Prabhu Dessai. 23. Devdatta Purshottam Prabhu Dessai. 24. Udaybhanu Purshottam Prabhu Dessai. 25. Ramdash Vinayak Prabhu Dessai. 26. Ashok Vinayak Prabhu Dessai. 27. Vilas Vinayak Prabhu Dessai. 28. Anil Gajanan Prabhu Dessai. 29. Avduth Sodashiv Prabhu Dessai. 30. Balchandra Gajanan Prabhu Dessai. 31. Arun Venktesh Prabhu Dessai.	30.00	
		42	8 part	1. Raghunath Damodar Prabhu Dessai. 2. Gajanan Pandurang Prabhu Dessai. 3. Anant Gajanan Prabhu Dessai. 4. Sutchit Gajanan Prabhu Dessai. 5. Pandurang Gajanan Prabhu Dessai. 6. Rohidas Gajanan Prabhu Dessai. 7. Rajaram Gajanan Prabhu Dessai. 8. Shubas Gajanan Prabhu Dessai. 9. Monohar Sadashiv Prabhu Dessai. 10. Prabhakar Sadashiv Prabhu Dessai. 11. Shripati Sadashiv Prabhu Dessai. 12. Dattaram Raghunath Prabhu Dessai. 13. Shrikant Raghunath Prabhu Dessai. 14. Damodar Raghunath Prabhu Dessai. 15. Gopalkrishna Raghunath Prabhu Dessai. 16. Vishnudas Shripad Prabhu Dessai. 17. Devidas Shripad Prabhu Dessai. 18. Suhas Shrinivas Prabhu Dessai. 19. Krishnanath Atchut Prabhu Dessai. 20. Kamalakant Atchut Prabhu Dessai. 21. Sureshchandra Atchut Prabhu Dessai. 22. Kalidas Atchut Prabhu Dessai. 23. Devdatta Purshottam Prabhu Dessai.	45.00	

1	2	3	4	5	6	7
Sanguem	Netorli	42	8 part	24. Udaybhanu Purshottam Prabhu Dessai. 25. Ramdash Vinayak Prabhu Dessai. 26. Ashok Vinayak Prabhu Dessai. 27. Vilas Vinayak Prabhu Dessai. 28. Anil Gajanan Prabhu Dessai. 29. Avduth Sadashiv Prabhu Dessai. 30. Balchandra Gajanan Prabhu Dessai. 31. Arun Venktesh Prabhu Dessai.		
		42	11 part	Abhay Ventesh Prabhu Dessai.		30.00
		42	14 part	1. Suhas Shrinivas Prabhu Dessai. 2. Ganeshyam Keshav Prabhu Dessai. 3. Madhukar Keshav Prabhu Dessai.		33.00
		42	17 part	1. Venktesh Ramkrishna Prabhu Dessai. 2. Suhas Shrinivas Prabhu Dessai.		25.00
		42	20 part	1. Shripad Damodar Prabhu Dessai. 2. Raghunath Damodar Prabhu Dessai.		45.00
		42	18 part	1. Shripad Damodar Prabhu Dessai. 2. Raghunath Damodar Prabhu Dessai. 3. Venktesh Ramkrishna Prabhu Dessai. 4. Madhukar Keshav Prabhu Dessai. 5. Ganeshyam Keshav Prabhu Dessai. 6. Atchut Pandurang Prabhu Dessai. 7. Gurudas Sadashiv Prabhu Dessai. 8. Purshottam Govind Prabhu Dessai. 9. Shrinath Ramchandra Prabhu Dessai.		5.00
		37 part	—	1. Shripad Damodar Prabhu Dessai. 2. Raghunath Damodar Prabhu Dessai. 3. Venktesh Ramkrishna Prabhu Dessai. 4. Madhukar Keshav Prabhu Dessai. 5. Ganeshyam Keshav Prabhu Dessai. 6. Atchut Pandurang Prabhu Dessai. 7. Gurudas Sadashiv Prabhu Dessai. 8. Purshottam Govind Prabhu Dessai. 9. Shrinath Ramchandra Prabhu Dessai. 10. Gajanan Pandurang Prabhu Dessai. 11. Anant Gajanan Prabhu Dessai. 12. Sutchit Gajanan Prabhu Dessai. 13. Pandurang Gajanan Prabhu Dessai. 14. Rohidas Gajanan Prabhu Dessai. 15. Rajaram Gajanan Prabhu Dessai. 16. Shubash Gajnan Prabhu Dessai. 17. Mohohar Sadashiv Prabhu Dessai. 18. Prabhakar Sadashiv Prabhu Dessai. 19. Shrifati Sadashiv Prabhu Dessai. 20. Dattaram Raghunath Prabhu Dessai. 21. Shrikant Ragunath Prabhu Dessai. 22. Damodar Raghunath Prabhu Dessai. 23. Gopalkrishna Shripad Prabhu Dessai. 24. Vishnudas Shripad Prabhu Dessai. 25. Devidas Shripad Prabhu Dessai. 26. Suhas Shrinivas Prabhu Dessai. 27. Krishnanath Atchut Prabhu Dessai. 28. Kamlakant Atchut Prabhu Dessai. 29. Sureshchandra Atchut Prabhu Dessai. 30. Kalidas Atchut Prabhu Dessai. 31. Devdatta Purshottam Prabhu Dessai. 32. Udaybhanu Purshottam Prabhu Dessai. 33. Ramdas Vinayak Prabhu Dessai. 34. Ashok Vinayak Prabhu Dessai. 35. Vilas Vinayak Prabhu Dessai. 36. Anil Gajanan Prabhu Dessai. 37. Avduth Sadashiv Prabhu Dessai. 38. Balchandra Gajanan Prabhu Dessai.		1500.00
		32 part		1. Govt. of Goa, Daman and Diu (Forest Dept.). 2. Chandru Sucto Velip. 3. Barkelo Mortu Velip. 4. Sangtu Mortu Velip. 5. Raghu Sucto Velip. 6. Madev Mono Velip. 7. Narshinv Mahadev Shirodkar.		1525.00
		35	1 part	1. Chandu Sukto Velip. 2. Mahadev Moso Velip. 3. Barkelo Mortu Velip. 4. Sangtu Mortu Velip. 5. Raghu Sukto Velip.		900.00
		35	3 part	1. Cuiro Ganesh Gaonkar. 2. Nagu Ganesh Gaonkar. 3. Chandru Sukto Velip.		130.00
		35	2 part	1. Cuiro Ganesh Gaonkar. 2. Nagu Ganesh Gaonkar.		775.00



1	2	3	4	5	6	7
Sanguem	Netorli	33	2 part	1. Nagu Ganesh Gaonkar. 2. Coiro Ganesh Gaonkar.		700.00
		34 part	—	1. Cuiro Ganesh Gaonkar. 2. Nagu Ganesh Gaonkar. 3. Chandru S. Velip. 4. Mahadev M. Gaonkar. 5. Barkelo M. Gaonkar. 6. Sangtu M. Gaonkar. 7. Raghu S. Gaonkar.		825.00
		29 part		1. Mahadev Vinayak Savoikar.		450.00
		28 part		1. Mahadev Vinayak Savoikar.		650.00
		30 part		1. Government of Goa, Daman and Diu. 2. Gorokho Dhawalo Bhagat.		2250.00
		26	1 part	1. Janu Bamto Gaonkar.		925.00
		27 part		1. Janu Bhamto Gaonkar.		900.00
		24	1 part	1. Gurko Domlo Bhagat.		1250.00
		24	2 part	1) Gurko Domlo Bhagat. 2) Ladu Domlo Ghagat. 3) Ram Molu Bhagat. 4) Lasco Molu Bhagat.		1500.00
		53	7 part	1. Ramdas Vinayak Prabhu Dessai.		400.00
		54	3 part	1. Shripad Damodar Prabhu Dessai. 2. Raghunath Damodar Prabhu Dessai. 3. Venkatesh Ramkrishna Prabhu Dessai. 4. Madhukar Keshav Prabhu Dessai. 5. Ganeshyam Keshav Prabhu Dessai. 6. Atchut Pandurang Prabhu Dessai. 7. Gurudas Sadashiv Prabhu Dessai. 8. Purshottam Govind Prabhu Dessai. 9. Shrinath Ramchandra Prabhu Dessai. 10. Gajanan Pandurang Prabhu Dessai. 11. Anat Gajanan Prabhu Dessai. 12. Stchit Gajanan Prabhu Dessai. 13. Pandurang Gajanan Prabhu Dessai. 14. Rohidas Gajanan Prabhu Dessai. 15. Rajaram Gajanan Prabhu Dessai. 16. Shubash Gajanan Prabhu Dessai. 17. Monohar Sadhashiv Prabhu Dessai. 18. Prabhakar Sadhashiv Prabhu Dessai. 19. Shrifat Sadashiv Prabhu Dessai. 20. Dattaram Raghunath Prabhu Dessai. 21. Shrikant Raghunath Prabhu Dessai. 22. Damodar Raghunath Prabhu Dessai. 23. Gopalkrishnan Prabhu Dessai. 24. Vishnudas Shripad Prabhu Dessai. 25. Devidas Shripad Prabhu Dessai. 26. Suhas Shrinivas Prabhu Dessai. 27. Krishnanath Atchut Prabhu Dessai. 28. Kamalakant Atchu Prabhu Dessai. 29. Sureshchandra Atchut Prabhu Dessai. 30. Kalidas Atchut Prabhu Dessai. 31. Devadatta Purshottam Prabhu Dessai. 32. Udayabhanu Purshottam Prabhu Dessai. 33. Ramdas Vinayak Prabhu Dessai. 34. Ashok Vinayak Prabhu Dessai. 35. Vilas Vinayak Prabhu Dessai. 36. Anil Gajanan Prabhu Dessai. 37. Avduth Sadashiv Prabhu Dessai. 38. Balchandra Gajanan Prabhu Dessai. 39. Arun Venkatesh Prabhu Dessai.		350.00
Boundaries:						
North: S. No. 52/3, 53/7, 54/3, 35/1, 3, 2, 28/- 26/1 27/1, Nala.						
South: S. No. 43/1, 37, 33/2, 34/- 30/- 28/- 27/- 24/1, 2 Nala.						
East: S. No. 43/1, 42/1, 8, 11, 14, 17, 42/20, 18, 37/- 35/2, 28/-, 26/1, 2, 25/1, 24/2.						
West: S. No. 52/3, 7, 54/3 32/- 33/2 31/- 39/- 30/- 28/- 27/- 24/1, 2.						
Total .....						15863.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 23rd July, 1984.

## Notification

No. 22/134/84-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of road at Chinchal near Housing Board Colony Gogal.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Deputy Collector South-I Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector South-I Margao Goa.
3. The Chief Officer, Margao Municipal Council, Margao.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector South-I Margao for a period of 30 days from the date of publication of this Notification in the Official Gazette.

## SCHEDULE

(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No. P. T. Sheet No.	Sub. Div. No. Chaita No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Salcete	Margao	167	II part	O: Comunidade of Margao. T: 1. Uttam Maina Naik. 2. Tiku Maina Naik. North: Nala. South: Road (village boundary of Davorlem). East: Cl. No. 11 (part) P. P. T. No. 167 West: Cl. No. 11 (part) P. T. S. No. 167	315.00
Total .....						315.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 14th August, 1984.

## Notification

No. 22/168/84-RD

Whereas it appears to the Appropriate Government (hereinafter referred to as "the Government") that the land specified in the schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. Land Acquisition for construction of pump house for tube well No. 2 at Borlamor ward of Macazana under the accelerated Rural water supply scheme to village Macazana in Salcete Taluka.

Therefore the Government is pleased to notify under sub-section (1) of Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contracts for the disposal of the said land by sale, mortgage, assignment, exchange or otherwise or any outlay commenced or improvements made thereon without the sanction of the Collector appointed in paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of Section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under Section 6 of the said Act will be published in the Official Gazette, in due course. If the acquisition is abandoned wholly or in part, the fact will be notified.

4. The Government is further pleased to appoint under clause (c) of Section 3 of the said Act the Additional Dy. Collector (2-South) Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government is also pleased to authorise under sub-section (2) of Section (4) of the said Act, the following officers to do the acts, specified therein in respect of the said land.

1. The Collector of Goa, Panaji.
2. The Additional Dy. Collector (2-South) Margao.
3. The Executive Engineer, W.D. IX (PHE) P.W.D. Fatorda Margao.
4. The Director of Land Survey, Panaji.

6. A rough plan of the said land is available for inspection in the office of the Additional Dy. Collector (2-South) Margao for a period of 30 days from the date of publication of this Notification in the Official Gazette.

**SCHEDULE**  
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub-Div. No.	Names of the persons believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Salcete	Macazana	5	20 (part)	Antonio Joao Estibeiro. 2. Domingo Estibeiro. 3. Menino Estibeiro. 4. Maria F. Estibeiro. 5. Virgina Estibeiro. 6. Josefa Estibeiro. 7. Maria S. Estibeiro. 8. Filomena Estibeiro. North: S. No. 5/20. South: S. No. 5/21. East: Road and S. No. 5/20. West: S. No. 5/20.	65.00
Total .....						65.00

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

*P. S. Nadkarni*, Under Secretary (Revenue).

Panaji, 17th August, 1984.

Notification  
No. 22/92/82-RD

Whereas by Government Notification No. 22/92/82-RD dated 11-8-82 published on page 297 of Series II, No. 22 of the Official Gazette, dated 26-8-82 it was notified under Section 4 of the Land Acquisition Act, 1894 (hereinafter referred to as "the said Act") that the land, specified in the schedule appended to the said Notification (hereinafter referred to as the "said land") was likely to be needed for the public purpose viz. Land Acquisition for construction of Sub-Health Centre at Mulgao-Bicholim.

And Whereas the appropriate Government (hereinafter referred to as "the Government") is satisfied after considering the report made under sub-section (2) of Section 5A

of the said Act, that the said land specified in the schedule hereto is needed to be acquired for the public purpose specified above.

Now, Therefore, the Government is pleased to declare under the provisions of Section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government is also pleased to appoint under clause (c) of Section 3 of the said Act, the Addl. Dy. Collector, Collectorate of Goa, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and to direct him under Section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the office of the said Additional Deputy Collector, Collectorate of Goa, Panaji till the award is made under Section 11.

**SCHEDULE**  
(Description of the said land)

Sr. No.	Taluka	Village/Ward	Survey No.	Sub-Div. No.	Name of the person believed to be interested	Approximate area in sq. mts.
1	2	3	4	5	6	7
	Bicholim	Mulgao	270	1 part	Premanand Vathu Haldankar.	2000.00
Total .....						2000.00

By order and in the name of the Administrator of Goa, Daman and Diu.

*P. S. Nadkarni*, Under Secretary (Revenue).

Panaji, 6th August, 1984.

**Public Health Department**

Order

No. 5/97/79-PHD-Anaesthetist

In continuation of Government Order of even number dated 14-5-1982, Dr. (Mrs.) Anupa A. Pankar, Jr. Anaesthetist is hereby directed to work at Primary Health Centre, Pernem with immediate effect.

By order and in the name of the Administrator of Goa, Daman and Diu.

*Subhash V. Elekar*, Under Secretary (Health).

Panaji, 18th August, 1984.

**Industries and Labour Department**

Notification

No. 1/21/84-ILD

In exercise of the powers conferred by sub-section (1) of section 110 read with section 54C of the Inland Vessels Act, 1917 (Central Act 1 of 1917), the Lieutenant Governor of Goa, Daman and Diu hereby constitutes an Inland Vessels Accidents Claims Tribunal for the whole of the Union territory of Goa, Daman and Diu, consisting of the District and Sessions Judge, North Goa, Panaji-Goa, for the purposes of Chapter VI A of the said Act.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

*Subhash V. Elekar*, Under Secretary (Industries and Labour).

Panaji, 14th August, 1984.

Order

No. 28/2/79-ILD

The following Award given by the Industrial Tribunal, Goa, Daman and Diu is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947).

By order and in the name of the Administrator of Goa, Daman and Diu.

Subhash V. Elekar, Under Secretary (Industries and Labour).

Panaji, 4th August, 1984.

# IN THE INDUSTRIAL TRIBUNAL GOA, DAMAN AND DIU, PANAJI GOA

(Before Dr. Renato de Noronha, Hon'ble Presiding Officer)

Reference No.: IT/19/76

1. Workmen

— Party I

V/s.

1. M/s. Vaman Govind Shinde

— Party II

Workmen/Party I represented by Shri George Vaz, Union Leader.

Panaji, Dated: 30-6-1984

## AWARD

The Government of Goa, Daman & Diu, by its Order No. IRM/Con (217)/75/IT-12/76/1221 dated 5th August, 1976, has referred for the adjudication by this Tribunal an industrial dispute between the above parties. The schedule attached to the Order of reference reads as follows:

"Whether the action of the management of M/s. Vaman Govind Shinde, Kolighati, Khorlim, Mapusa (Goa), in refusing to comply with the following demands of their workmen, was legal and justified;

- 1) Demand for revision of wage scales and payment on monthly basis;
- 2) Demand for Variable Dearness Allowance; and
- 3) Demand for lay-off compensation for the period from 11th September 1975 to 20th September, 1975 (both days inclusive).

If not, to what relief the concerned workmen are entitled and from what date?"

2. In its statement of claim, the Union, after asserting that the employer is a leading concern in Goa in the manufacture of brass and copper ware, art goods and utensils, kitchenware, electrical appliances, and stainless steel ware and, recently, also specialised in non ferrous casting, has tried to justify the various demands put up by the Union in its charter served on the employer by letter dated 25-11-1975.

3. The employer, in its written statement, has stated that they are running an industry for the manufacture of copper articles with a limited scope for sale and also repairs of old copper utensils; the industry is run by a partnership concern and the partners are family members of the Shinde Family; the present partnership was formed in 1961 under the name and style of M/s. Vaman Govind Shinde, its partners being Vaman Govind Shinde and his 3 sons; the industry carried on by the present management has restricted itself to the manufacture and repairs of copper utensils only; the Management is not manufacturing art goods, electrical appliances and stainless steel utensils and the once specialised branch of non-ferrous has also been stopped for want of trained and skilled specialised staff since about October 1976; the present Management does not maintain a brass section as the furnace and moulding apparatus required employment of skilled labour; there is a distinct and separate establishment which runs a separate industry under a separate name and that does not form a unit or branch under the Management impleaded as a party in this reference; the workers from serial No. 11 to 24 are not in the employment of the present Management, except those at serial Nos. 12, 13, 14, 18 and 20; the present concern, which is party to the reference, came into existence as new industry on or after the registration of the partnership;

it has nothing to do with nor is it a continuation of any concern or industry in existence prior to the commencement of the present industry under any name or Management what-so-ever. Then, the employer deals with various allegations of the Union and denies that the employees in the present Management, are doing highly skilled work or that they are paid wages at the rate below subsistence standard or that they are working for more than 12 hours a day so as to earn living wages. The Management is not ready to accept the wage structure based on monthly basis, unless the employees agree to work the entire month subject to Holidays and leaves available to the employees. There is no justification for monthly wage structure in view of the frequent absence of the employees to go for work in other similar industries. Further, the employment elsewhere after the working hours over and above their regular employment affects adversely their working capacity with the present management. If monthly wage structure is at all to be considered, the Management should be safeguarded against the unauthorised employment of the employees with other establishments doing similar job.

The copper section has no scope for employment of any staff, or categories of workers like Turners, Moulders, Buffers, etc. and there is no machinery installed in the new industry where such skilled categories may be provided with work; the copper section of the industry consists of manufacture of copper utensils by time old methods used to give shape to the round copper plates by hitting with hammers; it is hard work and has to be done at a slow speed but does not involve very high skilled labour; the question of yearly increment does not arise, as the principle of monthly wages is not acceptable to the Management.

Regarding the lay off, it is denied that the employees were laid off; they absented themselves and, as such, there is no justification for the lay off compensation.

4. The Union led the evidence of Apa Shinde and Gangaram Sawant and the employer, the evidence of Arvind Vaman Shinde and Mohan Bhaskar Shinde. On the date fixed for arguments, only the employers rep. remained present, and filed his arguments in writing.

5. At the outset, I should say that the order of reference issued by the Govt., instead of putting on the Union the burden of proving that the demands made by them are justified, has inverted the position and asked the employer to prove that their refusal to comply with the demands of the Union is legal and justified. The parties, perhaps realising that the stand taken by the Govt. in the order of reference in shifting the burden on the employer was not correct, led their evidence in proper manner: first, the Union to prove the justification of their demands and then, the employer to prove the justification of their refusal.

6. I shall deal now with the said evidence led by both the parties:

Apa Shinde, the first witness of the Union, has stated, in short, that he is working for the employer for the last 28 years; that Vaman Govind Shinde's concern is engaged in the manufacture of all kinds of copper utensils and brass lamps and other ornamental articles; he works in the copper section; he and other workers are paid as daily rated and not on monthly basis, although they are putting in number of years of service; the employer is a leading concern in the territory and one of the oldest whose production and turn over have increased considerably. After the formation of the Union, the Management started having 8 hours work a day when, before that, there was no restriction at all; the Union put up a Charter of Demands for revision of wages, D.A. on industry cum region basis; the factory during the Ganesh festival was normally kept closed for 3-4 days but, in 1975, after the formation of the Union, the factory was kept closed for a longer time; they have, therefore, asked for 10 days wages for lay off compensation for the period from 11th September to 20th September excluding 1 week for the Ganesh Festival from 4-9-1975; the wage scale shown in the annexure 'B' for different categories of employees, the fitment scheme proposed giving the basis for calculation of D.A. shown in para 12 of the claim statement are very reasonable. He has denied that only copper utensils manufacture and repairs are done in the Opponent factory and stated that also brass utensils are manufactured there. The factory has been bifurcated for copper products and brass products, which was done after the formation of the Union. The brass section is now referred to as Shinde Metal Industries. The Management is the same.

This witness was not cross examined, as the Opponent failed to remain present at the hearing.

7. The other witness Gangaram Sawant has stated that he is working for Govind Shinde since 1952. In 1967, the family concern was split up and Shantaram, Shinde and Vaman Shinde, sons of Govind Shinde separated. He continued to work for Vaman Shinde; he works in the copper section, where, at present, there are 8 other workers, whose names he does not know. During Ganesh Festival, the factory was usually closed for 8 days but, in 1975, because they formed their Union, the factory was closed for additional 8 days. They have not been paid for these 16 days. No bonus was also paid to the workers. In 1979 Vaman Govind Shinde and his 3 sons formed a partnership firm. A letter of appointment Exh W-2 was given to him about 4 years back; what is stated therein regarding the date of commencement of service is wrong; he was not told that his past services were settled and that his new services would stand from the date of Exh W-2; he was only told that, because of the new regulations, Exh W-2 was issued and he should sign it. The leave book Exh W-3 was also given to him. There were no designations for different workers in the copper section; he used to attend to all the work there.

In his cross, he has stated that there are two to four manufacturing establishments at Mapusa and the activity goes on as cottage industry. In their factory, copper, brass and aluminium utensils are done; after the formation of the Union, Vaman Shinde is manufacturing only copper articles; the brass and aluminium products are shown under the name of Shinde Metal Industry. The weekly pay days and the weekly holidays of the 2 factories are different. He does not know whether since 1975 wages are distributed to the workers by means of separate acquittance rolls for the copper workers and brass workers. Now, his place of work is in the new shed, which was built in 1958, where there is a sign board; Vaman Govind Shinde Metal Works. In between the premises of Vaman Govind Shinde and Shinde Metal Works there is Shantaram's place of work, but with no board. Shantaram Shinde and Vaman Govind Shinde have separated. On his off days, he sometimes works in Chandrakant Tivrekhar's factory. He has never worked for any other factory, at any time; he has never taken any money from Chandrakant Tivrekhar or other concerns for any work done for them. He has remained absent whenever he was ill. He has denied that his absence was when he went to work for other concerns on slightly high wages during the season when there was pressure of work. He has further denied that his attendance register shows that he is regular during off season and irregular during the season, when there is pressure of work. In 1974, at the time of Ganesh Festival, the factory was closed for 8 days and he remained at home for about 10 days more, as he was sick. He has denied that in 1977-78, during Ganesh, he also remained absent for about 20 days. In 1975, after the closure of 8 days for Ganesh, they went to work and were told that the factory was closed for additional 8 days. The front door of the factory was open and the stock taking during the Ganesh Festival was going on. In 1967, the original concern Vaman Govind Shinde was split up and Shantaram Shinde and Vaman Shinde have separate concerns of their own. The workers in the 4 factories at Mapusa are paid on daily rates; his wages are on daily rating since the beginning; he does not get any wages on the days he does not work.

#### 8. Considering now the evidence of the employer:

The first witness Arvind Shinde is one of the Partners of the firm Vaman Govind Shinde, which firm was started in 1969 and deals with the manufacture and repairs of copper utensils. All the workers who had signed the Charter of Demands submitted in 1975 were not working for the Company; the number of workers varies from 10 to 9; there are 7-8 similar units at Mapusa and the staff in other units is not getting better pay. On the contrary, his firm pays better for the same number of hours put up by the workers. Those at serial No. 9, 10, 20, 22, to 25, 27, 29 and 31, and it may be 2-3 more, were not working for the firm Vaman Govind Shinde. The workers do not work continuously for the month and, therefore, the firm cannot entertain any demand from the workers for their payment on monthly basis. Usually, they work for a week and when they get more pay, they go to other jobs and when the work there is over, they return to the firm. They are always circulating from one job to the other, as per the needs of the work. All other similar units also pay the workers on weekly basis and not on monthly basis. The issue of V.D.A. could be considered provided the workers work continuously in the firm and do not shift

from one factory to the other, thereby leaking their secrets. Regarding the lay off compensation during Ganesh Festival absence, it cannot be considered because the factory was not closed and even some workers attended the work during those days. Those who did not attend had gone home to their village to attend the festival. He has given some names of the workers who attended the work during those days. The door remained open and they were stock taking and doing some repairs. At that time, he was residing in the factory premises. No notice was pasted stating that the factory would be kept closed during that period.

This witness was not cross examined in the absence of the rep. of the Union.

9. The other witness is Mohan Shinde, working for the employer as copper smith since 1969. That year, Vaman and Shantaram started separate business. He was working even before the separation; at that time, the firm was Govind Shinde; after the split of the original firm, all the assets and liabilities were shared between Vaman and Shantaram; he continued to work for Vaman at Mapusa; but some workers went to Shantaram Shinde; he alongwith Sivram Sawant, Ganpat Shinde and Appa Shinde remained in the firm of Vaman Shinde; the rest joined the firm of Shantaram Shinde. Vaman had to recruit some new staff because some staff members had joined Shantaram; he was paid on daily wages every Thursday; others were also paid in the same way; all the workers got increment every year. He and others in the firm got a little more than other similar firms paid at Mapusa. There is no binding on the workers that they cannot work in other firms; some workers, when they get some lucrative jobs in other firms, go and work there. Even the witness also works to some other firms, namely Appa Shinde, Laxman Sawant, Eknath Sawant, Mahableshwar Sawant. At that time, he did not get any pay from Vaman Shinde but from others. This is with the knowledge of the Management. Arvind Shinde looks after all the production work of this firm. Every year, during Ganesh Festival, there is stock taking, cleaning, repairs etc. but the factory is not closed. In 1975, Arvind used to stay in the factory premises and so during Ganesh Festival the factory was not closed because cleaning and other work was going on. None of the workers were informed not to attend the work. Some workers were away on their own.

In his cross, he has stated that when it was a joint company there were 7-8 workers; he worked in the Jt. Company for about 10-12 years. At present, there are 7 workers working for Vaman Govind Shinde. He knows one Ishwar, who is not working for Vaman at present. The witness is now getting Rs. 15/- per day. In 1969, his salary was Rs. 8/- per day. Shivram Sawant, Ganpat Sawant and Appa Shinde are still working for Vaman Shinde. Appa Shinde is now working on his own. Some other workers, whose names are given, have left Vaman Shinde voluntarily. After they left, no new employees were recruited. Now there are 7-8 workers. He was not given any fresh appointment letter after the split of the old company into two new firms, but his wages were increased from Rs. 8/- to Rs. 10/-. The pay is disbursed every week after getting their signatures on the pay register.

#### 10. This is all the evidence on record:

The first item of the workers demand is revision of wage scale and payment on monthly basis.

The employer has led evidence to show that his establishment, after the split up of the original establishment, is functioning as a partnership concern and he employs less than 10 workers; it is a cottage industry; the workers do not work continuously for the firm but work also for other firms, with the knowledge of the employer during the season, when there is pressure of work where they get more money. At that time, they leave the original firm and return to it after the pressure of work in the other firms is over. It is the employer's contention that unless there is a binding on the workers to continue to work in one establishment only, their payment of monthly basis cannot be thought off.

I fully agree with the employer on this point, in view of the reasons given by him in his statement.

11. Regarding the wage revision, it is not shown by the Union that the workers, in other similar factories in Mapusa, get more wages than those in the concerned factory of Vaman Shinde. Besides, the evidence led shows that the employer has given an increase in wages to the staff in the course of time and, therefore, it cannot be stated that they are stagnating in the same wages. If the wages paid by the employer are not sufficient for a decent living of the workers, it is for the Government to consider this point and fix minimum wages, as it has been done regarding various types of labourers.

12. The next item is, of V.D.A. It is obvious that this payment can be considered only when the labourers are paid on monthly basis.

13. Finally, regarding the last item, for the payment of lay off compensation to the labourers during their absence for Ganesh Festival:

It is the contention of the labourers that for such festival they are usually absent for only 8 days and that in this particular year of 1975 the employer kept the establishment closed for more than 15 days and so they should be paid lay off compensation for the exceeding period.

However, from the evidence led by the parties it is proved that the establishment was not closed during that particular period on that year but stock taking was going on. The allegation of the Union that the employees were told that the establishment would be kept closed during that time is contradicted by the employers evidence to the effect that some employees were working in the establishment during the relevant time and those who remained absent did so on their own because of the festival and not because of any instructions given by the employer. At any rate, it was for the Union to prove that the employers establishment is covered by the provisions of the I.D.A. regarding the lay off, which the Union has failed to do.

14. In view of the above, I pass the following order:

#### ORDER

The refusal of the employer in complying with the various demands of the Union referred to in the order of reference in question is legal and justified. In the circumstances of the case, I leave each party to bear its own costs.

*Dr. Renato de Noronha*  
Presiding Officer  
Industrial Tribunal

#### Finance Department (Revenue and Control)

#### Notification

No. 5/5/78-Fin(R&C)

In exercise of the powers conferred by section 10A of the Goa, Daman and Diu Sales Tax Act, 1964 (4 of 1964), the Government of Goa, Daman and Diu hereby amends the Government Notification No. 5-5-78/Fin (Rev. & Cont.), dated 25-6-1981, published in Official Gazette, Series II No. 15, dated 9-7-1981 (hereinafter referred to as the "principal notification"), as follows, namely:—

(i) After item 36 of the principal notification, the following items shall be added, namely:—

"37. Room Air Conditioners — 20 Nos. of value of Rs. 3,00,000/-

38. Refrigerators — 5 Nos. of value of Rs. 25,000/-"

(ii) "In the last para of the principal notification, for the word, figures and letters "31st May, 1984" the word, figures and letters "31st May, 1985" shall be substituted".

By order and in the name of the Administrator of Goa, Daman and Diu.

*K. M. Nambiar*, Under Secretary (Finance Exp.).

Panaji, 18th August, 1984.

#### Law Department (Establishment)

#### Notification by the High Court of Judicature, Appellate Side, Bombay

No. A.3945(G)/83

In exercise of the powers conferred by Section 13 of the Code of Criminal Procedure, 1973 and in partial modification of High Court Notification No. A.3945(G)/83, dated 17 February, 1984, in so far as it relates to the appointments of S/Shri S. P. Camotim, A. A. J. Oliveira, P. S. Nadkarni, R. G. Vaglo, A. X. B. Viegas, R. Soares, Waman Y. Sacardande, K. A. Satardekar, D. J. Kamat Dhakanker, S. S. Keshkamat, Armando Barbosa, Agnelo Godinho, A. V. Figueiredo, G. G. Kambli and V. G. Desai, the Honourables, the Chief Justice and Judges, appoint the following persons to be Special Judicial Magistrates in their places within, and for, the local area mentioned against each of their names, for a period of one year with effect from 1 August, 1984.

The Honourables, the Chief Justice and Judges further confer on these persons, the powers of Judicial Magistrates of the Second Class, to deal with traffic offences punishable under the Motor Vehicles Act, 1939 and the Rules made thereunder.

#### Panaji District

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|-------------------------------------|------------------|
| 1. Shri Rodolfo Soares, Mamlatdar,  | Pernem Taluka.   |
| Pernem                              |                  |
| 2. Shri K. S. Pooniah, Joint Mam-   | Pernem Taluka.   |
| latdar, Pernem.                     |                  |
| 3. Shri K. A. Satardekar, Mamlat-   | Satari Taluka.   |
| dar, Satari.                        |                  |
| 4. Shri S. P. Camotim, Mamlatdar,   | Bicholim Taluka. |
| Bicholim.                           |                  |
| 5. Shri N. C. N. Dessai, Joint Mam- | Bicholim Taluka. |
| latdar, Bicholim.                   |                  |
| 6. Shri P. Barreto, Mamlatdar,      | Bardez Taluka.   |
| Mapusa (Bardez).                    |                  |
| 7. Shri H. Almeida, Joint Mamlat-   | Bardez Taluka.   |
| dar, Mapusa (Bardez).               |                  |
| 8. Shri Juliet Morais, Joint Mam-   | Bardez Taluka.   |
| latdar, Mapusa (Bardez).            |                  |
| 9. Shri C. V. Kavlekar, Joint Mam-  | Tiswadi Taluka.  |
| latdar, Panaji (Tiswadi).           |                  |

#### Margao District

- |                                      |                  |
|--------------------------------------|------------------|
| 10. Shri J. J. Barreto, Mamlatdar,   | Salcete Taluka.  |
| Margao (Salcete).                    |                  |
| 11. Shri Wilson Chagas Silva, Joint  | Salcete Taluka.  |
| Mamlatdar, Margao (Salcete).         |                  |
| 12. Shri V. C. Dessai, Joint Mamlat- | Salcete Taluka.  |
| dar, Margao (Salcete).               |                  |
| 13. Shri S. D. Prabhu, Joint Mam-    | Marmagao Taluka. |
| latdar, Vasco da Gama (Mar-          |                  |
| magoa).                              |                  |
| 14. Shri R. S. Kamat, Mamlatdar      | Sanguem Taluka.  |
| Sanguem.                             |                  |
| 15. Shri B. J. Makwane, Joint Mam-   | Sanguem Taluka.  |
| latdar, Sanguem.                     |                  |

10 August, 1984.

*S. M. Daud*, Registrar.

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